

# Exhibit EE

**19 TL 000768 Town of Westborough v. Westborough SPE, LLC, et al.**

- Case Type: Tax Lien
- Case Status: Closed
- File Date: 07/08/2019
- DCM Track:
- Initiating Action: Tax Lien - one tax taking
- Status Date: 07/08/2019
- Case Judge: Speicher, Hon. Howard P.
- Next Event:

**Property Information**

Turnpike Road  
Westborough  
RECORD

[All Information](#) [Party](#) [Event](#) [Docket](#) [Financial](#) [Checks](#) [Receipt](#) [Disposition](#)

**Party Information**

**Town of Westborough**  
- Plaintiff

**Party Attorney**

- Attorney Bloom, Esq., Dawn E
- Bar Code 659839
- Address 43039 Boardwalk Loop  
Punta Gorda, FL 33982
- Phone Number (413)529-9936
- Attorney Leahy, Esq., Iris Ann
- Bar Code 697783
- Address Law Office of Iris A. Leahy  
4 Open Square Way  
Suite 217  
Holyoke, MA 01040
- Phone Number (413)322-8318

[More Party Information](#)

**Westborough SPE, LLC**  
- Defendant

**Party Attorney**

- Attorney Nathanson, Esq., Alvin S
- Bar Code 367480
- Address Nathanson and Goldberg, P.C.  
183 State St  
Fifth Floor  
Boston, MA 02109
- Phone Number (617)210-4810
- Attorney Schlager, Esq., Scott Adam
- Bar Code 695421

- Address
  - Nathanson and Goldberg, P.C.  
183 State St  
5th Floor  
Boston, MA 02109
- Phone Number
  - (617)909-4511

[More Party Information](#)

**F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Administrative Services, Inc.**  
- Defendant

**Party Attorney**[More Party Information](#)

**Dyann Blaine, R.E. Signatory and Agent for Westborough SPE LLC**  
- Defendant

**Party Attorney**[More Party Information](#)

**James D. Jaworski, Treasurer of Brown & Babcock Administrative Services, Inc.**  
- Defendant

**Party Attorney**[More Party Information](#)

**David Lombe, Liquidator for Babcock and Brown Limited**  
- Defendant

**Party Attorney**[More Party Information](#)

**Joseph Scarella, Esq., Johnson Winter & Slattery, Counsel for David Lombe, Liquidator for Babcock and Brown Limited**  
- Defendant

**Party Attorney**[More Party Information](#)

**Interstate Theaters Corporation**  
- Defendant

**Party Attorney**[More Party Information](#)

## Events

Date	Session	Location	Type	Event Judge	Result
06/15/2020 02:00 PM	C.J. Piper	Courtroom 404 - Fourth Floor	Motion	Piper, Hon. Gordon H.	Held via video
01/10/2023 09:00 AM	J. Speicher	Courtroom 1102 - Eleventh Floor	Hearing on Lis Pendens	Speicher, Hon. Howard P.	Held via video
01/19/2023 10:00 AM	Tax Session		Motion to Vacate Judgment	Patterson, Deborah J.	Rescheduled
02/09/2023 02:00 PM	Tax Session		Motion to Vacate Judgment	Patterson, Deborah J.	Rescheduled
02/23/2023 02:00 PM	Tax Session	Courtroom 403 - Fourth Floor	Motion to Vacate Judgment	Patterson, Deborah J.	Rescheduled
03/23/2023 02:00 PM	Tax Session	Courtroom 403 - Fourth Floor	Motion to Vacate Judgment	Patterson, Deborah J.	Not held
05/16/2023 10:15 AM	J. Speicher	Courtroom 401 - Fourth Floor	Motion	Speicher, Hon. Howard P.	Held via video
08/17/2023 02:00 PM	J. Speicher	Courtroom 401 - Fourth Floor	Pre-Trial Conference	Speicher, Hon. Howard P.	Rescheduled
08/31/2023 02:00 PM	J. Speicher	Courtroom 401 - Fourth Floor	Pre-Trial Conference	Speicher, Hon. Howard P.	Not held

## Docket Information

Docket	Docket Text	Amount Owed	Image Avail.
<u>Date</u>			
07/08/2019	Complaint filed.		 <a href="#">Image</a>
07/08/2019	Case assigned to the Tax Track per Land Court Standing Order 1:04.		 <a href="#">Image</a>
07/08/2019	Land Court filing complaint tax Receipt: 405581 Date: 07/09/2019	\$200.00	
07/08/2019	Land Court initial deposit tax Receipt: 405581 Date: 07/09/2019	\$300.00	

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>Image Avail.</u>
07/08/2019	Land Court surcharge Receipt: 405581 Date: 07/09/2019	\$15.00	
07/10/2019	Michael H. Delaney, Esq. appointed as Title Examiner.		
08/26/2019	Report filed by Michael H. Delaney, Esq..		 <a href="#">Image</a>
08/28/2019	Land Court examiner costs	\$150.00	
09/05/2019	Checklist sent.		
11/07/2019	Letter of Diligent Search Filed.		
12/31/2019	Checklist completed.		
05/12/2020	Scheduled Event: Motion for Alternative Service Date: 06/15/2020 Time: 02:00 PM  Zoom instructions to be sent by the Recorder's Office in advance of the hearing date.  Judge: Piper, Hon. Gordon H.		
05/19/2020	Motion for Alternative Service and Supporting Memorandum, filed.		 <a href="#">Image</a>
06/15/2020	Event Resulted: Motion scheduled on: 06/15/2020 02:00 PM Has been: Held via video  June 15, 2020. Hearing held on Plaintiff's Motion for Alternative Service via videoconference. Attorneys Shirin Everett and Dawn Bloom appeared for plaintiff. Jon Steinberg, Assessor for the town of Westborough, also observed the hearing. Attorney Bloom reported that the defendant owner of the parcel in question is a defunct Delaware limited liability company which withdrew from Massachusetts in 2007, had its registration in Delaware cancelled in 2014, and has listed as its agent for service in Delaware a corporation service company that is no longer active in that role. Attorney Bloom indicated that the manager listed on its Massachusetts registration is a defunct entity named Babcock & Brown Administrative Services, Inc., that Mr. Steinberg was able to contact a related Delaware corporation by the name of Babcock & Brown operating in San Francisco, and that the related corporation's officers indicated that it has no interest in the property. Attorney Everett reported that after the town of Westborough had begun proceedings to acquire title to the property by eminent domain, an Australian law firm notified the town that it represented the administrator of the liquidation of an Australian entity named Babcock & Brown LP, and that it was investigating whether Babcock & Brown LP might hold any interest in the property; the town has since received requests from that law firm concerning the status of eminent domain proceedings, but has received no response to several requests by the municipality that that entity address the basis for its potential claim to any interest in the property. Attorney Bloom indicated that the plaintiff asserts that the defendant owes approximately \$400,000 to the town in unpaid real estate taxes and interest, and also owes another \$300,000 pursuant to a reciprocal maintenance agreement concerning the property's shared parking lot. Attorney Bloom also indicated that there appears to be no mortgage currently encumbering the property, as there is a recorded discharge of the most recent mortgage of record. Plaintiff to attempt to make direct service on (1) all individuals named in the proposed citation for whom plaintiff has identified an address; (2) the Australian law firm of Johnson, Winter, & Slattery; and (3) Mr. David Lombe, whom counsel identified as the administrator of the Babcock & Brown LP liquidation. Court ALLOWED plaintiff's motion for alternative service by publication. Plaintiff to submit to the court's tax lien department a proposed form of an order of notice for publication in a newspaper of general circulation in the town of Westborough as to the defendant entity, no longer in legal existence, and its successors. Following return dates on all summonses and the published citation, plaintiffs to request default enter under Mass. R. Civ. P. 55 (a) against all parties not timely filing answer or responsive pleading. Upon entry of any indicated default(s), plaintiffs to file motion with the Recorder requesting entry of a finding of the amount and time for redemption from the tax taking. If any additional party appears or answers, parties promptly to request, in writing, further case management conference. (Piper, C.J.)  (Notice of Docket Entry sent by email to Attorneys Dawn Bloom and Shirin Everett)		
09/01/2020	Land Court additional deposit tax Receipt: 417793 Date: 09/01/2020	\$400.00	
09/15/2020	Citation by Publication in Village News, issued. Returnable 11/09/2020.		
09/22/2020	Citation issued as to the land described as: Property: Land and any building(s) thereon Containing 29.336 AC (more or less) Location: 231 Turnpike Road Assessors: 32-48-0 Registry: Worcester District Registry of Deeds Book 19369, Page 75. Returnable 11/16/2020.		
09/22/2020	Land Court notices mailing - Certified Mail Issue Date: 09/22/2020 Service: Service Method: Certified Mail Cost Per: 11.95  Interstate Theaters Corporation Mailing Address 101 E. Blount Ave. Knoxville, TN 37920 Tracking Number: 71901706197000959805	\$59.75	

<u>Docket Date</u>	<u>Docket Text</u>	
	<p>Interstate Theaters Corporation  Mailing Address  c/o CT Corporation System, Reg. Agent  155 Federal St., Suite 700  Boston, MA 02110  Tracking Number: 71901706197000959812</p> <p>James D. Jaworski, Treasurer of Brown &amp; Babcock Administrative Services, Inc.  Mailing Address  1715 Easton Dr.  Burlingame, CA 94010  Tracking Number: 71901706197000959829</p> <p>Dyann Blaine, R.E. Signatory and Agent for Westborough SPE LLC  Mailing Address  20 Queensbrook Pl.  Orinda, CA 94563  Tracking Number: 71901706197000959836</p> <p>F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory &amp; Agent for Westborough SPE LLC and  Pres. of Babcock &amp; Brown Adminstrative Services, Inc.  Mailing Address  151 E. 31st  Apt. 28B  New York, NY 10016  Tracking Number: 71901706197000959843 Receipt: 418144 Date: 09/23/2020</p>	
09/23/2020	Land Court notices mailing out of country - Registered Mail	\$52.50
	<p>RE 550 804 582US  David Lombe, Liquidator for Babcock and Brown Unlimited  Deloitte Financial Advisory Pvt. Ltd.  Grosvenor Place Level 9  225 George St.  Sydney, NSW 2000  Australia</p> <p>RE 550 804 596US  Joseph Scarella, Esq. Johnson Winter &amp; Slattery, Counsel for  David Lombe, Liquidator for Babcock and Brown Unlimited  20 Bond Street, Level 25  Sydney, NSW 2000  Australia Receipt: 418145 Date: 09/23/2020</p>	
10/01/2020	<p>Successful Service  Method : Certified Mail  Issued : 09/22/2020  Service : Service  Served : 09/26/2020  Return : 09/30/2020  On : James D. Jaworski, Treasurer of Brown &amp; Babcock Administrative Services, Inc.  Signed By :  Reason : Successful  Comment :  Tracking #: 71901706197000959829</p>	 <a href="#">Image</a>
10/01/2020	<p>Successful Service  Method : Certified Mail  Issued : 09/22/2020  Service : Service  Served : 09/28/2020  Return : 09/30/2020  On : Interstate Theaters Corporation  Signed By :  Reason : Successful  Comment :  Tracking #: 71901706197000959812</p>	 <a href="#">Image</a>
10/01/2020	<p>Successful Service  Method : Certified Mail  Issued : 09/22/2020  Service : Service  Served : 09/28/2020  Return : 10/01/2020  On : Interstate Theaters Corporation  Signed By :  Reason : Successful  Comment :  Tracking #: 71901706197000959805</p>	 <a href="#">Image</a>
10/06/2020	Tear Sheet Received.	

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>Image Avail.</u>
10/06/2020	Citation published September 25, 2020. Returnable 11/09/2020		
10/20/2020	Land Court notice by publications Receipt: 418637 Date: 10/20/2020	\$5.00	
10/20/2020	Land Court newspaper payments Voided on 10/20/2020.	\$0.00	
	Void Check number: 33258 Void Status Date: 10/20/2020 Void Reason: Printer Jam Void Comments:		
10/20/2020	Land Court newspaper payments	\$252.92	
10/21/2020	Unsuccessful Service. Method : Certified Mail Issued : 09/22/2020 Service : Service Served : 09/30/2020 Return : 10/02/2020 On : F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Adminstrative Services, Inc. Signed By : Reason : Unsuccessful Comment : attempted - not known Tracking #: 71901706197000959843		
11/03/2020	Registered Mail Service on Joseph Scarella, Esq., Johnson Winter & Slattery, Counsel for David Lombe, Liquidator for Babcock and Brown Limited successful. Served on 10/14/2020		
11/23/2020	Request to issue Citation to be served by Deputy Sheriff, filed		
12/10/2020	Citation by Deputy Sheriff to F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Adminstrative Services, Inc., Dyann Blaine, R.E. Signatory and Agent for Westborough SPE LLC, David Lombe, Liquidator for Babcock and Brown Limited, Joseph Scarella, Esq., Johnson Winter & Slattery, Counsel for David Lombe, Liquidator for Babcock and Brown Limited issued. Returnable 02/01/2021.		
01/19/2021	Appearance of Iris Ann Leahy, Esq. for Town of Westborough, filed		
01/19/2021	Citation by Deputy Sheriff to Dyann Blaine, R.E. Signatory and Agent for Westborough SPE LLC, returned with service thereon.		
02/19/2021	Request to issue Special Citation, filed		
04/08/2021	Special Citation issued as to land described as: Property: Land and any building(s) thereon Containing 29.336 AC (more or less) Location: 231 Turnpike Road Assessors: 32-48-0 Registry: Worcester District Registry of Deeds Book 19369, Page 75. Returnable 05/31/2021.		
04/08/2021	Land Court notices mailing - Certified Mail Issue Date: 04/08/2021 Service: Service Method: Certified Mail Cost Per: 11.96  F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Adminstrative Services, Inc. Mailing Address 888 Avenue of the Americas New York, NY 10001 Tracking Number: 71901706197000977816 Receipt: 422168 Date: 04/08/2021	\$11.96	
05/04/2021	Unsuccessful Service. Method : Certified Mail Issued : 04/08/2021 Service : Service Served : Return : 04/15/2021 On : F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Adminstrative Services, Inc. Signed By : Reason : Unsuccessful Comment : attempted - not known Tracking #: 71901706197000977816		
05/21/2021	Request to issue Special Citation, filed		
06/09/2021	Special Citation issued as to land described as: Property: Land and any building(s) thereon Containing 29.336 AC (more or less) Location: 231 Turnpike Road Assessors: 32-48-0 Registry: Worcester District Registry of Deeds Book 19369, Page 75. Returnable 08/02/2021.		
06/10/2021	Land Court notices mailing - Certified Mail Issue Date: 06/10/2021 Service: Service	\$11.96	

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>Image Avail.</u>
	Method: Certified Mail Cost Per: 11.96  F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Adminstrative Services, Inc. Mailing Address 34 Stern Lane Atherton, CA 94027 Tracking Number: 71901706197000980878 Receipt: 423362 Date: 06/10/2021		
08/09/2021	Request to issue Citation to be served by Deputy Sheriff, filed		
08/17/2021	Citation by Deputy Sheriff to F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Adminstrative Services, Inc. issued. Returnable 10/11/2021.		
09/20/2021	Citation by Deputy Sheriff to F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Adminstrative Services, Inc., returned with service thereon.		 <a href="#">Image</a>
10/01/2021	Unsuccessful Service. Method : Certified Mail Issued : 06/10/2021 Service : Service Served : Return : 09/21/2021 On : F. Jan Bluestein, a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE LLC and Pres. of Babcock & Brown Adminstrative Services, Inc. Signed By : Reason : Unsuccessful Comment : no such number Tracking #: 71901706197000980878		 <a href="#">Image</a>
11/01/2021	Citation by Deputy Sheriff to David Lombe, Liquidator for Babcock and Brown Limited, Joseph Scarcella, Esq., Johnson Winter & Slattery, Counsel for David Lombe, Liquidator for Babcock and Brown Limited, returned with service thereon.		
11/01/2021	Affidavit as to Military Service filed.		
11/01/2021	Motion for General Default filed.		
11/01/2021	Printout from www.usps.com showing that the envelope with Tracking #:71901706197000980878 was returned to the sender on September 15, 2021 because the item had been unclaimed, filed.		
12/28/2021	Motion for General Default allowed. (Patterson, Rec.)  Judge: Patterson, Deborah J.		
01/04/2022	Letter from attorney Leahy, received.		
01/05/2022	Final Judgment entered as to tax-taking(s): Property: Land and any building(s) thereon Containing 29.336 AC (more or less) Location: 231 Turnpike Road Assessors: 32-48-0 Registry: Worcester District Registry of Deeds Book 19369, Page 75.  Judge: Patterson, Deborah J.		
01/10/2022	Land Court overpayment refund disbursement Notice of Disposition sent to: Iris Ann Leahy, Esq. 4 Open Square Way Suite 217 Holyoke, Massachusetts 01040	\$155.91	
01/04/2023	Land Court cost- vacation of judgment tax lien Receipt: 437156 Date: 01/04/2023	\$11.00	
01/04/2023	Defendant's Westborough SPE, LLC's Motion to Vacate foreclosure Judgment, filed.		 <a href="#">Image</a>
01/05/2023	Scheduled Judge: Patterson, Deborah J. Event: Motion to Vacate Judgment Date: 01/19/2023 Time: 02:00 PM		
01/05/2023	Ex Parte Motion for Approval of Memorandum of Lis Pendens, filed.		 <a href="#">Image</a>
01/05/2023	Summons and Hearing Notice issued on Application for Lis Pendens. Judge: Speicher, Hon. Howard P. Event: Hearing on Lis Pendens Date: 01/10/2023 Time: 09:00 AM		
01/10/2023	Hearing on defendant's motion for approval of a memorandum of lis pendens held by videoconference. Attorney Iris Ann Leahy appeared for the plaintiff. No attorney appeared on behalf of defendant Westborough SPE, LLC; however, Lolonyon Akouete, a non-attorney and manager of defendant, purported to appear pro se on behalf of the defendant. Attorney Leahy reported that there is no imminent sale pending of the subject property because there is a hearing on a motion to vacate scheduled for January 19, 2023 on the defendant's request to redeem the property. The court advised Mr. Akouete that an organization such as an LLC cannot be represented by a non-attorney, and that the court cannot go		

Docket Date	Docket Text	Amount Owed	Image Avail.
	forward on the motion until the defendant engages an attorney to sign and file the motion on its behalf. Accordingly, the court took no action on the motion for approval of a memorandum of lis pendens.		
01/13/2023	Event Resulted: Motion to Vacate Judgment scheduled on: 01/19/2023 10:00 AM Has been: Rescheduled. Motion to continue hearing to February 9, 2023 at 2:00pm, filed.		 <a href="#">Image</a>
01/13/2023	Scheduled Judge: Patterson, Deborah J. Event: Motion to Vacate Judgment Date: 02/09/2023 Time: 02:00 PM		
01/30/2023	Plaintiff's Memorandum in Opposition to defendant Westborough SPE, LLC'S Motion to Vacate Foreclosure Judgment, filed.		 <a href="#">Image</a>
01/31/2023	Affidavit of Frances Juan Blaustein Scholes, filed by email.		 <a href="#">Image</a>
02/01/2023	Plaintiff's Objection to Pro Se Filings by the Defendant, filed.		 <a href="#">Image</a>
02/02/2023	Emergency motion to continue the hearing, filed.		 <a href="#">Image</a>
02/02/2023	Event Resulted: Motion to Vacate Judgment scheduled on: 02/09/2023 02:00 PM Has been: Rescheduled to February 23, 2023 at 2:00pm Deborah J. Patterson, Presiding		 <a href="#">Image</a>
02/02/2023	Emergency motion to continue the hearing Allowed. Motion to Vacate Judgment continued to February 23, 2023 at 2:00pm, no further continuance will be granted.  Judge: Patterson, Deborah J.		
02/02/2023	Scheduled Judge: Patterson, Deborah J. Event: Motion to Vacate Judgment Date: 02/23/2023 Time: 02:00 PM		
02/22/2023	Defendant, Westborough SPE, LLC, response to Plaintiff Memorandum in Opposition to Defendant's Motion to Vacate Foreclosure Judgment filed by email.		 <a href="#">Image</a>
02/22/2023	Appearance of Scott Adam Schlager, Esq. for Westborough SPE, LLC, filed		 <a href="#">Image</a>
02/22/2023	Appearance of Alvin S Nathanson, Esq. for Westborough SPE, LLC, filed		 <a href="#">Image</a>
02/22/2023	Defendant Westborough SPE, LLC's emergency motion for a brief continuance of hearing scheduled for February 22, 2023 because of recent engagement of legal counsel, filed.		 <a href="#">Image</a>
02/23/2023	Event Resulted: Motion to Vacate Judgment scheduled on: 02/23/2023 02:00 PM Has been: Rescheduled Deborah J. Patterson, Presiding		 <a href="#">Image</a>
02/23/2023	Defendant Westborough SPE, LLC's Emergency Motion for a brief continuance of hearing scheduled for February 22, 2023 because of recent engagement of legal counsel is ALLOWED. Motion to Vacate to be heard on March 23, 2023 at 2:00pm.  Judge: Kelley, Ellen M.		
02/23/2023	Scheduled Judge: Patterson, Deborah J. Event: Motion to Vacate Judgment Date: 03/23/2023 Time: 02:00 PM		
03/08/2023	Supplement to Plaintiff's opposition to defendant Westborough, SPE, LLC's motion to vacate foreclosure judgment, filed.		 <a href="#">Image</a>
03/23/2023	Notice, filed by Attorney Schlager..		 <a href="#">Image</a>
03/23/2023	Notice, filed by Attorney Schlager.		 <a href="#">Image</a>
03/23/2023	Defendant Westborough SPE, LLC's Emergency Motion for a writ of Mandamus Ordering the Town of Westborough by and Through its Treasurer to Produce with Certification Signed Under the Penalties of Perjury The Amount for Redemption of Real Property Located at 231 Turnpike Road, Westborough, Massachusetts and Request for Extension of time , filed.		 <a href="#">Image</a>
03/23/2023	Defendant Westborough Spe, Llc's Emergency Motion In Limine To Exclude Any And All Testimony Of Plaintiff's Witnesses, Peter Blaustein, Legal Guardian, Conservator, Power Of Attorney For F. Jan Blaustein A/K/A Jan Blaustein Scholes, And Dyann Blaine, As To Corporate Authority Or Causation, Barring Admission Of Any Evidence Of Unclaimed Fund Denial In California; And Barring Admission Of Any Evidence Of A Lay Witness As To Corporate Authority, That Is Irrelevant, Or Any Evidence That Is Speculative, Or Any Evidence That Is Unfairly Prejudicial, filed		 <a href="#">Image</a>

Docket Date	Docket Text	Amount Owed	Image Avail.
03/23/2023	Event Resulted: Motion to Vacate Judgment scheduled on: 03/23/2023 02:00 PM Has been: Not held		
03/23/2023	Case has been ASSIGNED to the Honorable Howard P. Speicher		
03/29/2023	Scheduled Judge: Speicher, Hon. Howard P. Events: Date: 05/16/2023 Time: 10:15 AM  Defendant Westborough SPE, LLC's Emergency Motion for a writ of Mandamus Ordering the Town of Westborough by and Through its Treasurer to Produce with Certification Signed Under the Penalties of Perjury the Amount for Redemption of Real Property Located at 231 Turnpike Road, Westborough, Massachusetts and Request for Extension of time  Defendant Westborough SPE, LLC's Motion for Issuance of a Memorandum of Lis Pendens and/or Temporary Equitable Relief and for Permission to File a verification of its Motion to Vacate, filed.  Defendant Westborough Spe, Llc's Emergency Motion In Limine To Exclude Any And All Testimony Of Plaintiff's Witnesses, Peter Blaustein, Legal Guardian, Conservator, Power Of Attorney For F. Jan Blaustein A/K/A Jan Blaustein Scholes, And Dyann Blaine, As To Corporate Authority Or Causation, Barring Admission Of Any Evidence Of Unclaimed Fund Denial In California; And Barring Admission Of Any Evidence Of A Lay Witness As To Corporate Authority, That Is Irrelevant, Or Any Evidence That Is Speculative, Or Any Evidence That Is Unfairly Prejudicial		
04/11/2023	Defendant Westborough SPE, LLC's Motion for Issuance of a Memorandum of Lis Pendens and/or Temporary Equitable Relief and for Permission to File a verification of its Motion to Vacate, filed.		 <a href="#">Image</a>
04/13/2023	Defendant Westborough SPE, LLC's Emergency Motion for Preliminary Injunctive Relief (Temporary Restraining Order), filed.		 <a href="#">Image</a>
04/18/2023	Notice, filed.		 <a href="#">Image</a>
05/03/2023	Plaintiff Town of Westborough's Opposition to Defendant Westborough SPE, LLC'S Emergency Motion for a Writ of Mandamus , filed.		 <a href="#">Image</a>
05/03/2023	Plaintiff Town of Westborough's Opposition to Defendant Westborough SPE, LLC'S Motion for Issuance of a Memorandum of Lis Pendens and/or Temporary Equitable Relief and for Permission to File a Verification of its Motion to Vacate, filed.		 <a href="#">Image</a>
05/04/2023	Assent of to the Entry of Judgment.		 <a href="#">Image</a>
05/04/2023	Waiver of Notice and Assent to the Entry of Judgment, filed.		 <a href="#">Image</a>
05/04/2023	Opposition, filed.		 <a href="#">Image</a>
05/05/2023	Citation by Deputy Sheriff to , returned with service thereon.		 <a href="#">Image</a>
05/05/2023	Defendant Westborough SPE, LLC's Emergency Motion to Strike Peter Blaustein's Unlawful Filing of a Waiver of Notice and Assent to the Entry of Judgment and Motion for the Imposition of Mass. R. CIV P. Rule 11 Sanctions Against Attorney Iris A. Leahy, the Town of Westborough, and Peter Blaustein, for Assisting in the Perpetration of an Alleged Fraud on the Court, Unauthorized Practice of Law, and Conduct Prejudicial to the Administration of Justice, filed.		 <a href="#">Image</a>
05/15/2023	Defendant Westborough SPE, LLC's Reply to Plaintiff Town of Westborough's Opposition to Defendant Westborough SPE, LLC'S Motion for Issuance of a Memorandum of Lis Pendens and/or Temporary Equitable Relief and for Permission to File a Verification of its Motion to Vacate, filed.		 <a href="#">Image</a>
05/16/2023	Hearing on Westborough SPE, LLC's motion for a writ of mandamus, motion for issuance of a memorandum of lis pendens, motion for preliminary injunctive relief, and motion in limine held by videoconference. Attorneys Iris Ann Leahy and Scott Adam Schlager appeared and argued. Attorneys Alvin Nathanson and Edward Englander also appeared. Following argument, the motion in limine is DENIED without prejudice. Likewise, the motion for a writ of mandamus, motion for issuance of a memorandum of lis pendens, and motion for preliminary injunctive relief are DENIED. The court will hold an evidentiary hearing on Westborough SPE, LLC's motion to vacate judgment, to be scheduled in late July 2023, to determine whether Westborough SPE, LLC, having appeared in this case, is the taxpayer who has the right to redeem the subject property. Counsel are instructed to file requests for production of documents, if any, by June 2, 2023. Counsel must respond to the requests for production of documents by July 6, 2023, after which the court will schedule a pretrial conference. No other discovery, such as interrogatories or depositions, may be conducted.		
05/30/2023	Letter from Attorney Leahy, filed.		 <a href="#">Image</a>
05/30/2023	Plaintiff's Request for Production of Documents, filed.		 <a href="#">Image</a>
05/31/2023	Westborough SPE LLC's First Notice of Supplemental Authority in support of its Motion to Vacate, filed.		 <a href="#">Image</a>
06/02/2023	Defendant Westborough SPE, LLC's First Request for the Production of Documents to Plaintiff, Town of Westborough, filed.		 <a href="#">Image</a>

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>Image Avail.</u>
06/02/2023	Defendant Westborough SPE, LLC's First Request for the Production of Documents to Defendant F. Jan Blaustein a/k/a Jan Blaustein Scholes, R.E. Signatory & Agent for Westborough SPE, LLC's and Pres. of Babcock & Brown Administrative Services., INC, filed.		 <a href="#">Image</a>
06/30/2023	Defendant Westborough SPE, LLC's Notice of Supplementation, filed.		 <a href="#">Image</a>
07/06/2023	Defendant Westborough SPE, LLC's Second Notice of Supplementation, filed.		 <a href="#">Image</a>
07/11/2023	Defendant Westborough SPE, LLC's Responses and Objections to Plaintiff (First) Request for Production of Documents, filed		 <a href="#">Image</a>
07/11/2023	Plaintiff Town of Westborough's Response to Defendant's First Request for the Production of Documents to Plaintiff Town of Westborough, filed.		
07/13/2023	Scheduled Judge: Speicher, Hon. Howard P. Event: Pre-Hearing on Motion to Vacate Judgment Date: 08/10/2023 Time: 02:00 PM rescheduled to August 17, 2023 at 2pm.		
07/27/2023	Motion to continue Pre-trial Conference, filed.		 <a href="#">Image</a>
07/27/2023	Defendant Westborough SPE, LLC's Opposition to the Town of Westborough's Motion to continue Pre-trial Conference, filed.		 <a href="#">Image</a>
07/28/2023	Plaintiff Town of Westborough's amended motion to continue the pre-hearing conference on the pending motion to vacate is ALLOWED. The pre-hearing conference is rescheduled to August 31, 2023 at 2:00 P.M. by videoconference.		
07/28/2023	Event Resulted: Pre-Trial Conference scheduled on: 08/17/2023 02:00 PM Has been: Rescheduled For the following reason: Request of Plaintiff(s) Hon. Howard P. Speicher, Presiding		
07/28/2023	Scheduled Judge: Speicher, Hon. Howard P. Event: Pre-Trial Conference Date: 08/31/2023 Time: 02:00 PM		
07/28/2023	Amended Motion to continue Pre-trial Conference, filed.		 <a href="#">Image</a>
08/24/2023	Notice of Statutory Attorneys' Lien by Nathanson & Goldberg P.C., filed.		 <a href="#">Image</a>
08/24/2023	Defendant Westborough SPE LLC's (First) Notice of Supplementation to Plaintiff's (First) Request for Production of Documents, filed.		 <a href="#">Image</a>
08/24/2023	Westborough SPE, LLC Limited Liability Agreement, filed.		 <a href="#">Image</a>
08/25/2023	Joint Pre-Trial Memorandum, filed.		 <a href="#">Image</a>
08/31/2023	SUGGESTION OF BANKRUPTCY, FILED.		 <a href="#">Image</a>
08/31/2023	Notice of Docket Entry: Counsel for defendant Westborough SPE, LLC, to report to the court on the status of the bankruptcy petition by October 31, 2023 and every sixty days thereafter. Notice of the docket entry sent.		 <a href="#">Image</a>
08/31/2023	Event Resulted: Pre-Trial Conference scheduled on: 08/31/2023 02:00 PM Has been: Not held per request of the defendant. Hon. Howard P. Speicher, Presiding		

### Financial Summary

<u>Cost Type</u>	<u>Amount Owed</u>	<u>Amount Paid</u>	<u>Amount Dismissed</u>	<u>Amount Outstanding</u>
Cost	\$367.17	\$367.17	\$0.00	\$0.00
	\$367.17	\$367.17	\$0.00	\$0.00

### • Money on Deposit

<u>Account</u>	<u>Applied Amount</u>
Land Court Deposit Holding	\$141.17
	\$141.17

• **Money Distributed by Court**

<u>Payment Type</u>	<u>Amount</u>
Disbursement	\$558.83
	\$558.83

**Check Information**

<u>Created</u>	<u>Payee Name</u>	<u>Description</u>	<u>Account</u>	<u>Check</u>	<u>Amount</u>
08/28/2019	Michael H. Delaney	Case: 19 TL 000768 Land Court examiner costs	LCD	31780	\$150.00
10/20/2020	Gatehouse Media MA 390711	Case: 19 TL 000768 Land Court newspaper payments	LCD	33258	\$252.92
10/20/2020	Gatehouse Media MA 390711	Case: 19 TL 000768 Land Court newspaper payments	LCD	33259	\$252.92
10/20/2020	Gatehouse Media MA 390711	Case: 19 TL 000768 Land Court newspaper payments	LCD	33258	-\$252.92
01/10/2022	Town of Westborough	Case: 19 TL 000768 Land Court overpayment refund d	LCD	34880	\$155.91

**Receipts**

<u>Receipt Number</u>	<u>Receipt Date</u>	<u>Received From</u>	<u>Payment Amount</u>
405581	07/09/2019	Town of Westborough	\$515.00
417793	09/01/2020	Bloom, Esq., Dawn E	\$400.00
418144	09/23/2020	Bloom, Esq., Dawn E	\$59.75
418145	09/23/2020	Bloom, Esq., Dawn E	\$52.50
418637	10/20/2020	Bloom, Esq., Dawn E	\$5.00
422168	04/08/2021	Bloom, Esq., Dawn E	\$11.96
423362	06/10/2021	Bloom, Esq., Dawn E	\$11.96
437156	01/04/2023	Aaron B. O'Neal	\$11.00
			\$1,067.17

**Case Disposition**

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Judgment Entered	01/05/2022	Speicher, Hon. Howard P.